

United States Bankruptcy Court
Middle District of Pennsylvania

In re Colleen Richner,

Debtor

Colleen Richner,

Plaintiff

Ditech Financial, LLC,

Defendant

Case No.

5:12-bk-02881-JJT

Chapter

13

Adv. Proc. No.

5:17-ap-00164-JJT

Plaintiff's Motion to Strike

Plaintiff respectfully asks the Court to strike, with leave to re-plead, certain paragraphs from Defendant's Answer ([Doc. 10](#)) on the basis that the defenses are "insufficient" as described in [Fed. R. Civ. P. 12\(f\)](#), which rule is made applicable here by [Bankr. Rule 7012\(b\)](#). Specifically, Plaintiff asks that the following paragraphs be stricken: 1, 8 – 10, 13 – 25, 27, 28, 30, 31, 33 – 35, 37 – 39, 41 – 43, and 61 – 67. Those defenses are insufficient because they fail to satisfy the requirement of [Bankr. Rule 7008\(a\)](#) and [Fed. R. Civ. P. 8](#) that Defendant: admit the allegations, deny the allegations, or state that Defendant lacks knowledge or information sufficient to form a belief about the truth of the allegation.

Plaintiff's brief in support will be filed within fourteen days.

s/ Carlo Sabatini

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Certificate of Service

Defendant is being served through the CM/ECF system.

s/ Carlo Sabatini

Carlo Sabatini